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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Master File No. 3:07-CV-05944-JST
MDL No. 1917

This Document Relates To:

**DECLARATION OF PHILIP J. IOVIENO
IN SUPPORT OF PLAINTIFF'S
OPPOSITION TO DEFENDANTS'
MOTION FOR EVIDENTIARY
HEARING RE: MARTA'S STANDING**

*P.C. Richard & Son Long Island Corp.,
et al. v. Hitachi, Ltd., et al.*, No. 12-cv-
02648

Date: March 8, 2018
Time: 2:00 pm
Before: Hon. Jon S. Tigar

1 I, **PHILIP J. IOVIENO**, declare as follows:

2 1. I am a partner at the law firm of Boies Schiller Flexner LLP, counsel for MARTA
3 Cooperative of America, Inc., and I am licensed to practice law in the State of New York and
4 admitted to practice *pro hac vice* before this Court.

5 2. Attached hereto as Exhibit A is a true and correct copy of an order granting a motion
6 for a new trial in *In re EDNY Cathode Ray Tube Antitrust Cases*, No. 1:17-cv-04504-BMC
7 (E.D.N.Y.), dated December 17, 2017.

8 3. Attached hereto as Exhibit B is a true and correct copy of Defendants' Proposed
9 Final Jury Instruction No. 37, exchanged October 11, 2017.

10 4. Attached hereto as Exhibit C is a true and correct copy of Defendants' Proposed
11 Final Jury Instruction No. 39, exchanged October 11, 2017.

12 5. Attached hereto as Exhibit D is a true and correct copy of Defendants' Proposed
13 Final Jury Instruction No. 48, exchanged October 11, 2017.

14 6. Attached hereto as Exhibit E is a true and correct copy of Defendants' Proposed
15 Final Jury Instruction No. 40, exchanged October 11, 2017.

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17 I declare under penalty of perjury that the foregoing is true and correct.

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19 Executed this 30th day of January, 2018, at Albany, New York.

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21 /s/ Philip J. Iovieno
Philip J. Iovieno
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